

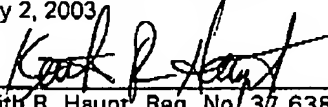
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NO. 6673 P. 4/21

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence for Application No. 10/044,615 is being facsimile transmitted to Technology Center 3600, fax number (703) 872-9326, on July 2, 2003


Keith R. Haupt, Reg. No. 37,638

Date

July 2, 2003

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/044,615
Filed: January 11, 2002
Group Art Unit: 3683
Examiner: Devos C. Kramer
Applicant: Miller et al.
Title: PISTON AND ROD ASSEMBLY FOR AIR-ACTUATED VARIABLE DAMPING
Attorney Docket: DP-306241/DEAU-37
Confirmation No.: 9471

Cincinnati, Ohio 45202

July 2, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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GROUP 3600

Sir:

AMENDMENT AND RESPONSE

In response to the Office Action mailed April 4, 2003, please amend the application as follows.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 13 of this paper.

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PATENT, TRADEMARK, COPYRIGHT
 AND UNFAIR COMPETITION LAW
 AND RELATED LITIGATION

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July 2, 2003

FACSIMILE COVER SHEET

To: Technology Center 3600
 Examiner Devon C. Kramer

From: Keith R. Haupt

Fax: (703) 872-9326

Re: Our File: DEAU-37
 Serial No. 10/044,615

Pages: 21 (including cover sheet)

MESSAGE/COMMENTS

Attached herewith is the formal Response to Office Action
 submitted for the above-identified application.

**PLEASE DELIVER IMMEDIATELY TO
 EXAMINER DEVON C. KRAMER**

Encls: Cover Page (1 pg.)
 Amendment Transmittal (2 pgs.)
 Amendment and Response (18 pgs.)

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Miller et al. Examiner: Devon C. Kramer
 Serial No.: 10/044,615 Group No.: 3683
 Filed: January 11, 2001
 Title: PISTON AND ROD ASSEMBLY FOR AIR-ACTUATED VARIABLE DAMPING
 Attorney Docket: DEAU-37
 Confirmation No.: 9471

Commissioner of Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

July 2, 2003

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.
2. ☐ Small Entity status is claimed.
☒ Other Than a Small Entity.
3. The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY		LARGE ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Additional Fee	Rate	Additional Fee
TOTAL *	18	MINUS **	20	0	x 9		x 18	\$ 0.00
INDEP. *	11	MINUS ***	7	4	x 42		x 84	\$ 336.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+140		+280	
					TOTAL FEE		TOTAL FEE	\$ 336.00

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ** If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.
 *** If the "Highest No. Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest No. Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

- ☐ No additional fee for claims is required.
4. ☐ Attached is a check in the sum of \$____.
- ☒ Please charge my Deposit Account No. 23-3000 in the amount of \$ 336.00.
A duplicate copy of this sheet is attached.

5. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

Complete (a) or (b) as applicable.

(a) _____ Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
_____ one month	\$ 110.00	\$ 55.00
_____ two months	\$ 400.00	\$ 200.00
_____ three months	\$ 920.00	\$ 460.00
_____ four months	\$1,440.00	\$ 720.00
_____ five months	\$1,960.00	\$ 980.00

_____ Attached is a check in the amount of \$ _____ for the _____ month extension fee as required by 37 C.F.R. § 1.17(c).

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

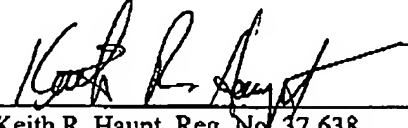
_____ An extension for _____ months has already been secured and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$ _____.

OR

(b) X Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition for extension of time.

X If any additional fee for claims or extension of time is required, charge Deposit Account No. 23-3000.

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Keith R. Haupt, Reg. No. 37,638

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Keith R. Haupt

July 2, 2003
Date
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